

CITY OF HOLLISTER - AGENDA

for **City Council Meeting**

of **February 20, 2007** at **6:30 p.m.** in the City Council Chambers, City Hall, 375 Fifth Street, Hollister

NOTICE TO PUBLIC

Persons who wish to address the City Council must complete a Speakers Card and give it to the Clerk prior to addressing the City Council. Those who wish to address the City Council on an agenda item will be heard when the presiding officer calls for comments from the audience. City related items not on the agenda will be heard under the Public Input section, Section B, of the agenda. Following recognition persons desiring to speak are requested to advance to the podium and state their name and address. After hearing audience comments, the public portion of the meeting will be closed and the matter brought to the City Council for discussion and action.

Requests to make presentations to the City Council should be submitted to the City Clerk's Office at least ten days preceding the City Council meeting. It is customary for the staff members to review such matters prior to formal presentation in order that the City Council may have the benefit of all available data.

All matters listed under Consent Resolution will be enacted by one motion authorizing actions indicated for those items so designated. There will be no separate discussion of these items unless requested by a member of the City Council, a staff member, or a citizen.

**** 6:00 p.m. - Closed Session -- See Attached Agenda.**

Call to Order

Pledge of Allegiance

Roll Call: Mayor Brad Pike, Sr., City Council Members Eugenia Sanchez, Pauline Valdivia, Doug Emerson, and Monica Johnson, City Manager Clint Quilter, City Attorney Stephanie Atigh, and City Clerk Geri Johnson.

Verification of Agenda Posting

6:00 p.m. - CLOSED SESSION AGENDA:

- A. Public comment (limited to any item listed on Closed Session agenda).
- B. A Closed Session will be held by the City Council of the City of Hollister to discuss all or some of the following matters:

1. Conference with Legal Counsel - Anticipated Litigation - Significant Exposure to Litigation pursuant to Government Code Section 54956.9(b) - (3 potential cases will be discussed)
2. Conference with Legal Counsel - Anticipated Litigation - Initiation of Litigation pursuant to Government Code Section 54956.9(c) - (2 potential cases will be discussed)
3. Conference with Legal Counsel - Pending Litigation - Pursuant to Government Code Section 54956.9(a) –
 - a. RWQCB – Cease and Desist Order No. R3-2002-0105
 - b. City of Hollister v. Monterey Insurance Company, California Capital Insurance Company, Case Number HO29296
 - c. Wald, Ruhnke & Dost Architects v. City of Hollister, San Benito Superior Court Case No. CV-06-00141
4. Conference with Labor Negotiator pursuant to Government Code Section 54957.6:

Agency Negotiator: Clint Quilter

Employee Organizations: Service Employees International Union, Local 817; Hollister Firefighters Union, Local 3395; Hollister Peace Officers Association; Hollister Mid-Management Association; and un-represented employees in classifications designated as Executive Management and Confidential
5. Threat to Public Services or Facilities pursuant to Government Code Section 54957

Consultation with Hollister Police Chief
6. Personnel – City Attorney Evaluation
7. Conference with Real Property Negotiator pursuant to Government Code Section 54956.8:

Property: 100 Skylane Drive, Hollister, CA
Agency Negotiator: Clint Quilter, City Manager
Under Negotiation: Price and terms of payment

6:30 p.m. - AGENDA

A. CONSENT RESOLUTION (February 20, 2007):

All items listed under consent Resolution will be enacted by one motion authorizing actions indicated for those items so designated. There will be no separate discussion of

these items unless requested by a member of the City Council, a Staff member, or a Citizen.

Consent Items are Numbers A1, A2, A3, and A4.

- A1. Minutes of the Regular City Council Meeting of February 5, 2007.

Approve Minutes of the Regular City Council Meeting of February 5, 2007, as submitted.

- A2. Resolution No. 2007-10, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES CONTRACT WITH PRECISION INSPECTION COMPANY FOR FIRE PLAN CHECK SERVICES.

This Resolution authorizes execution of contract with Precision Inspection Company to perform all Fire Department Plan Check functions.

- A3. Resolution No. 2007-11, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER AMENDING RESOLUTION NO. 2000-39 REGARDING THE REGULATIONS FOR THE SALE OF SAFE AND SANE FIREWORKS.

This resolution authorizes an increase in fees paid by the various non-profit organizations (Fireworks Booths) to produce the Community Fireworks Display.

- A4. Resolution No. 2007-12, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER AUTHORIZING EXECUTION OF AGREEMENT WITH MORELAND & ASSOCIATES, INC. TO PROVIDE TEMPORARY PERSONNEL SERVICES FOR THE FINANCIAL AND ACCOUNTING OPERATIONS OF THE CITY'S FINANCE DIVISION DURING FISCAL YEAR 2006-2007.

This Resolution authorizes a contract with Moreland & Associates, Inc. to provide temporary services of an Accounting Supervisor during FY06/07.

B. PETITIONS, REMONSTRANCES, AND COMMUNICATIONS:

1. PUBLIC INPUT.

This is the time for anyone in the audience to speak on any item not on the agenda and within the subject matter jurisdiction of the council. When the City Clerk calls your name, please come to the podium, state your name and address for the record, and speak to the City Council. Each speaker will be limited to two (2) minutes. Please note that state law prohibits the City Council from discussing or taking action on any item not on the agenda.

C. PUBLIC HEARINGS (On or After 6:30 p.m.)

None.

D. INTRODUCTION AND ADOPTION OF RESOLUTIONS AND ORDINANCES:

1. Read by title only and adopt Ordinance No. 1014, AN ORDINANCE OF THE CITY OF HOLLISTER AMENDING THE CITY OF HOLLISTER ZONING MAP WITH AN INTERIM CHANGE FROM M-2-S HEAVY INDUSTRIAL TO C-2-S GENERAL COMMERCIAL FOR A 1.62 ACRE PARCEL LOCATED AT 320 HILLCREST ROAD (APN 054-280-001).

This Ordinance will amend the zoning map with an interim change from M-2-S Heavy Industrial to C-2-S General Commercial for a 1.62 parcel at 320 Hillcrest Road.

2. Read by title only and adopt Interim Urgency Ordinance No. 1015, AN ORDINANCE OF THE CITY OF HOLLISTER SUSPENDING FOR A PERIOD OF NOT TO EXCEED FORTY-FIVE (45) DAYS THE ISSUANCE OF PERMITS, APPROVALS, OR OTHER ENTITLEMENTS FOR USE WHICH WOULD HAVE AS THEIR RESULT THE CONVERSION OF MULTI-FAMILY RESIDENCES TO CONDOMINIUMS.

This Interim Urgency Ordinance establishes a 45 day moratorium on the approval of the conversion of existing multi-family dwellings to condominium units for sale (February 20, 2007 to March 28, 2007).

3. Resolution No. 2007-13, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER APPROVING THE HIRING AND TRAINING POLICY FOR NEW PAID-CALL FIREFIGHTERS.

This Resolution will adopt the policy for hiring and training of new Paid-Call Firefighters.

4. Resolution No. 2007-14, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER ADOPTING A RECORDS DESTRUCTION PROCEDURE PURSUANT TO GOVERNMENT CODE 34090.

This Resolution adopts a records destruction procedure pursuant to Government Code 34090.

5. Resolution No. 2007-15, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HOLLISTER ESTABLISHING THE POWERS AND DUTIES OF THE AIRPORT ADVISORY COMMISSION.

This Resolution will establish the Powers, Duties, and Makeup of the Airport Advisory Commission and will rescind Resolution No. 97-101 re the same.

E. REPORTS OF CITY COUNCIL, OFFICERS, BOARDS, AND COMMITTEES:

1. Reports from City Council Committees.

Receive oral reports from members regarding the activities of various Ad Hoc and Standing City Council Committees.

2. Reports from City Council, City Manager, City Attorney, and Staff.

Receive oral reports from the City Council, City Manager Quilter, City Attorney Atigh, City Clerk Johnson, and other Staff as applicable.

3. Water and Wastewater Issues.

The City Council will receive an oral report from City Manager Quilter.

4. Departmental Reports – Community Services (non Utilities).

The City Council will receive information on various City Departments each month.

F. UNFINISHED BUSINESS:

None.

G. NEW BUSINESS:

None.

H. MISCELLANEOUS:

None.

ADJOURNMENT:

Next regular City Council Meeting is scheduled for March 5, 2007, at 6:30 p.m.

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the City Clerk's Office at (831) 636-4304. Notification of 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting [28 CFR 35.102-35.104 ADA Title II].